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Electronics/1300  
S. Kullerman  
Docket No.: K6510.0055/P055  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Shun Nakamura et al.

Application No.: 09/657,154

Group Art Unit: 3713

Filed: September 7, 2000

Examiner: A. Enatsky

For: GAME APPARATUS, INPUT DEVICE  
USED IN GAME APPARATUS AND  
STORAGE MEDIUM

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RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents  
Washington, DC 20231

Dear Sir:

In response to the election of species requirement set forth in the Office Action mailed February 11, 2002 (Paper No. 1), Applicants hereby provisionally elect the claims of Group I and, more particularly, the species directed to a game apparatus using light emission and detection for spatial positioning, as shown in Figs. 1-11, 13-30, 46-49 and 54-56, and covered by claims 1-29 and 34-40, for continued examination, with traverse.

Applicants' election is made without prejudice. As noted by the Examiner, upon the allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 C.F.R. § 1.146.

Further, the Examiner's attention is directed to the fact that a claim generic to at least Groups I, II and III, respectively drawn to a game apparatus using light emission and detection for spatial positioning; a game apparatus using sound wave emission for spatial

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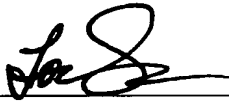
positioning; and a game apparatus using cable length detection for spatial positioning, is being filed concurrently herewith in a separate Preliminary Amendment.

A Petition for Extension of Time also is being filed herewith.

In light of the above, an action on the merits of all the claims and a Notice of Allowance thereof are respectfully requested.

Dated: April 5, 2002

Respectfully submitted,

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